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March 14, 2006

Via Overnight Delivery

Fred F. Bartman
U.S. EPA – Region 5
Remedial Enforcement Support Section SR-6J
77 West Jackson Blvd.
Chicago, IL 60604

Re: South Dayton Dump and Landfill Site, 1975 Dryden Road (aka) Springboro
Pike, Moraine, Ohio

Dear Mr. Bartman:

This letter is in response to the United States Environmental Protection Agency's ("the Agency") Information Request pertaining to the above-captioned Site, which was received by Bridgestone Americas Holding, Inc. on February 13, 2006. The response is submitted on behalf of Bridgestone Firestone North American Tire, LLC with regard to the Dayton Tire & Rubber Co. ("the Company").

Preliminary Statement

At the outset, the Company denies any implication that a waste disposal connection exists between the Company and the Site which would trigger any potential liability on the part of the Company under the Comprehensive Environmental Response Compensation Liability Act (CERCLA).

While the Company has carried out a search for the information requested, it should be noted that it objects generally to the Information Request because it is overly broad and insufficiently limited in scope as to time and geographic location. It imposes an undue burden on the Company and, in the absence of any established connection between the Company and the Site, becomes arbitrary and an abuse of discretion.

The Company specifically objects to what it believes is a vague and inaccurate reference to 18 U.S.C. §1001 and the possible penalties thereunder. Any information provided by the Company is based upon a reasonable investigation and search of records kept in the ordinary course of business and the Company's responses are based upon that reasonable investigation. 18 U.S.C. §1001 applies only to knowing and willful falsifications or concealments and is not applicable to all circumstances wherein the Agency claims that information supplied is false or fictitious.



The Company further objects to the request for the reason that it is beyond the scope of the Agency's authority pursuant to CERCLA §104(e), 42 U.S.C. §9604(e).

In addition, the Company objects to the request to the extent that it purports to impose a continuing obligation upon the Company to submit responsive information which may be discovered at a later time. The Company is unaware of any requirement under CERCLA or otherwise which imposes such an obligation. If the Agency has other information which it believes may establish a connection between the Company and the Site, the Company requests that such information be supplied. Absent being apprised of such other information, the Company shall assume that the written response fully satisfies the Agency's request for information.

Finally, the Company objects to the Agency's request that the response be notarized and "submitted under an authorized signature certifying that all information contained therein is true and accurate to the best of the signatory's knowledge and belief." The Company is unaware of any requirement under CERCLA or otherwise that imposes such a duty. The matters that are the subject of this request, and the Company's response, are not within the personal knowledge of the undersigned nor is there any officer of the Company or other individual who has personal knowledge of all such matters. This letter constitutes the corporate response of Bridgestone Americas Holding, Inc. to the information request and is based upon information obtained by and from employees and counsel for the Company. The undersigned is authorized to and has signed the response as counsel for the Company.

Subject to and without waiver of the foregoing objections and general comments, the Company has made a reasonable and diligent search and inquiry for the requested information and responds as follows.

INFORMATION REQUESTED

1. Identify all persons consulted in the preparation of the answers to these questions.

ANSWER: This is a corporate response which is signed by counsel on behalf of the Company. The response is based upon information provided or researched by Company employees or its counsel and upon records regularly kept by the Company in the ordinary course of business. The Company otherwise objects to the request to the extent that it calls for the inclusion of its attorneys on the grounds that such information is protected from disclosure by privileges pertaining to attorney/client communications, attorney work product, and material prepared for trial or in anticipation of litigation. Subject to and without waiver of these objections, Company employees who were consulted in preparation of these responses were Timothy Bent, Director, Environmental Affairs, and Jane Johnson, Manager of Remediation.

2. Identify all documents consulted, examined, or referred to in the preparation of the answers to these questions and provide copies of all such documents.

ANSWER: The Company has reviewed records of its Environmental Affairs department kept in the ordinary course of business in the preparation of this response. Other than as indicated in response to Request 4 below, in the course of such review, the Company has not discovered any document or other information from its own files to date which refers or relates to the Site or which tends to indicate that the Company arranged for disposal of hazardous substances at the Site.

3. If you have reason to believe that there may be persons able to provide a more detailed or complete response to any question or who may be able to provide additional responsive documents, identify such persons.

ANSWER: The Company is not presently aware of any such persons.

4. Identify all persons including respondent's employees, who have knowledge or information about the generation, use, treatment, storage, disposal, or other handling of waste material(s) at current and former Dayton Tire and Rubber facilities or of the transportation of waste material(s) generated by current and former Dayton Tire and Rubber facilities and/or of waste material(s) transported to the above-referenced Site.

ANSWER: As stated above, following a diligent search and inquiry, the Company has not discovered any document or other information from its own files to date which refers or relates to the Site, or which tends to indicate that the Company arranged for disposal of hazardous substances at the Site. In the absence of evidence to indicate that a waste disposal connection exists between the Company and the Site which would trigger potential liability on the part of the Company under CERCLA, the Company objects to this request as being overly broad, unduly burdensome, arbitrary, and an abuse of discretion. Subject to and without waiver of these objections, the Company is enclosing excerpted deposition testimony of Frank Miracle, a former employee of Dayton Tire & Rubber Company, taken in connection with *Bridgestone/Firestone, Inc. v AIU Insurance Company*, Summit County Court of Common Pleas, Civil Action No. 89-01-158 on June 6, 1991. At pages 92-94 of the deposition, Mr. Miracle testified that he recalls twice following an IWD truck from the Dayton Tire & Rubber Company plant to a site which he referred to as "the South Dayton Landfill or South Dayton Sanitary Landfill." However, when asked to

identify the location of the site referred to, Mr. Miracle described it as being "down South Dixie [Highway]. South Dixie down behind a Ford dealer. You turn off and went towards 75." From this description, it is clear that Mr. Miracle was not actually describing the subject Site located at 1975 Dryden Road (aka) Springboro Pike, Moraine, Ohio and is more likely describing the Sanitary Landfill Co./Cardington Road site. The fact that Mr. Miracle's statement was in reference to the Cardington Road site is corroborated by documents and testimony from the above-referenced litigation and other records regarding the Cardington Road and Valleycrest Superfund sites. The fact that Mr. Miracle's statement was in reference to the Cardington Road site is corroborated by documents and testimony from the above-referenced litigation and other records regarding the Cardington Road and Valleycrest Superfund sites.

5. Copies of all shipping documents or other business documents relating to the transportation, storage, and/or disposal of waste material(s) or substances at current and former Dayton Tire and Rubber facilities and/or the above-referenced Site.

ANSWER: As stated above, following a diligent search and inquiry, other than as indicated in response to Request No. 4, the Company has not discovered any document or other information from its own files to date which refers or relates to the Site, or which tends to indicate that the Company arranged for the disposal of hazardous substances at the Site. Therefore, the Company is unaware of any documents responsive to this request.

6. A detailed description of the generic, common, and/or trade name and the chemical composition and character (i.e. liquid, solid, sludge) of the waste material(s) generated by current and former Dayton Tire and Rubber facilities and/or transported to the above-referenced Site.

ANSWER: As stated above, following a diligent search and inquiry, other than as indicated in response to Request No. 4, the Company has not discovered any document or other information from its own files to date which refers or relates to the Site, or which tends to indicate that the Company arranged for the disposal of hazardous substances at the Site. Therefore, the Company is unaware of any documents responsive to this request.

7. For each waste material above, please give the total volume, in gallons for liquids and in cubic meters for solids, for which you arranged for disposal and list when those substances were transported to the above-referenced Site.

ANSWER: As stated above, following a diligent search and inquiry, other than as indicated in response to Request No. 4, the Company has not discovered any document or other information from its own files to date which refers or relates to the Site, or which tends to indicate that the Company arranged for the disposal of hazardous substances at the Site. Therefore, the Company is unaware of any documents responsive to this request.

8. What arrangements were made to transport the waste material(s) which were taken to the above-referenced Site? What type of transportation was used (i.e. tankers, dump trucks, drums)?

ANSWER: As stated above, following a diligent search and inquiry, other than as indicated in response to Request No. 4, the Company has not discovered any document or other information from its own files to date which refers or relates to the Site, or which tends to indicate that the Company arranged for the disposal of hazardous substances at the Site. Therefore, the Company is unaware of any documents responsive to this request.

9. Who were the transporters of the waste material(s) Dayton Tire and Rubber facilities generated, and provide their current address?

ANSWER: To the extent that this request does not refer or relate to the subject Site, the Company objects to the request as being overly broad, unduly burdensome, irrelevant, arbitrary, capricious, oppressive, and calculated to cause harassment. The Company further objects on the grounds that, to the extent the request seeks information which is unrelated to the Site in question, the request is beyond the scope of the Agency's authority. Subject to and without waiver of these objections, the plant's primary solid waste transporter during the relevant time frame was Industrial Waste Disposal Company, Inc. (IWD). The Dayton Tire & Rubber Company facility ceased operations in 1980 and was sold in 1981. Attached hereto is correspondence dated May 7, 1980 wherein IWD identified various disposal sites it utilized for the Dayton Tire & Rubber Company's waste. IWD does not identify the subject Site as having received any of the Company's waste.

10. Copies of all records, including analytical results, and material safety data sheets, which indicate the identity, amounts, and chemical composition and/or chemical character of the waste material(s) transported to, stored, or disposed at current and former Dayton Tire

and Rubber facilities or transported to or offered for transportation to, storage, or disposal at the Site.

ANSWER: As stated above, following a diligent search and inquiry, other than as indicated in response to Request No. 4, the Company has not discovered any document or other information from its own files to date which refers or relates to the Site, or which tends to indicate that the Company arranged for the disposal of hazardous substances at the Site. Therefore, the Company is unaware of any documents responsive to this request.

11. A description and list of all liability-insurance coverage that is and was carried by Dayton Tire and Rubber, including any self-insurance provisions that relate to hazardous substances and/or the above-referenced Site together with copies of all of these insurance policies.

ANSWER: The Company objects to this request on the grounds that the Agency has not established the need for nor the relevancy of such information. If the Agency is seeking information regarding the Company's ability to pay for a site cleanup, should there be some basis for liability, which liability is denied by the Company, the Company's most recent auditor's financial statement (income statement and balance sheet) would provide sufficient evidence that adequate financial resources are available. If a copy of this financial statement is required, please contact the undersigned.

12. For each waste material please give the location at which it was disposed of on the Site. Please include a map of the Site with disposal locations marked on it.

ANSWER: As stated above, following a diligent search and inquiry, the Company has not discovered any document or other information from its own files to date which refers or relates to the Site, or which tends to indicate that the Company arranged for the disposal of hazardous substances at the Site. Therefore, the Company is unaware of any documents responsive to this request.

With regard to the general notice letter provisions of the February 10, 2006 correspondence, the Company denies any implication that a waste disposal connection exists between the Company and the Site which would trigger any potential liability on the part of the Company under CERCLA. The Company has communicated with Robin Lunn, counsel for Illinois Tool Works, and the "leader of the PRP Group", as referenced in the general notice letter, and provided Mr. Lunn with contact information for the Company, should additional information regarding the potential liability of Dayton Tire & Rubber Co. become available. The Company also has provided its contact information to Mr. Thomas Nash, EPA Associate Regional Counsel. The

Fred F. Bartman

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March 14, 2006

Company is willing to enter into negotiations with EPA regarding the RI/FS if the Agency or PRPs have any other information which establishes the liability of the Company at the Site.

We trust the foregoing constitutes a sufficient response to the Agency's Information Request. Please direct any future inquiries or correspondence regarding this response to the undersigned. Any other communications regarding this Site should be directed to Heidi Hughes Bumpers, Esq. at Jones, Day, Reavis & Pogue, 51 Louisiana Avenue, N.W., Washington, D.C., 20001-2113; telephone: 202-879-7616; facsimile: 202-626-1700; email: hhbumpers@jonesday.com.

Very truly yours,

HANNA, CAMPBELL & POWELL, LLP

A handwritten signature in dark ink, appearing to read "David T. Moss", with a stylized flourish at the end.

David T. Moss

DTM/lmp

Enclosures

<<HCP 292419v1>>

1 IN THE COURT OF COMMON PLEAS
2 OF SUMMIT COUNTY, OHIO
3 BRIDGESTONE/FIRESTONE, INC.,
4 Plaintiff,
5 vs. Civil Action No.
6 AIU INSURANCE COMPANY, 89-01-158
7 et al., Judge James
8 Defendants. Williams

9 - - - - -
10 Deposition of FRANK P. MIRACLE, a
11 witness herein, called by the Defendants
12 Highland's Insurance Co. and Home Insurance Co.
13 for examination under the statute, taken before
14 me, Kerry L. Paul, a Registered Professional
15 Reporter and Notary Public in and for the State
16 of Ohio, by agreement of counsel, at the
17 Marriott, 1414 South Patterson Boulevard,
18 Dayton, Ohio, on Wednesday, June 6, 1991, at
19 9:15 a.m.

20 - - - - -
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22
23
24
25

COPY



1 APPEARANCES:

2 On behalf of the Plaintiff:

3 Jones, Day, Reavis & Pogue, by

4 AL LUCAS, ESQ.

5 North Point, 901 Lakeside Avenue

6 Cleveland, Ohio 44114

7 (216) 586-3939

8
9 On behalf of Defendant AIU Insurance Co.,

10 American Home Assurance, Granite State

11 Insurance Co., National Union Insurance

12 Co., New Hampshire Insurance Co. and

13 Lexington Insurance Co.:

14 Cozen and O'Connor, by

15 MICHAEL R. MCCARTY, ESQ.

16 The Atrium

17 1900 Market Street

18 Philadelphia, Pennsylvania 19103

19 (215) 665-2076

20

21

22

23

24

25



1 On behalf of Defendant Rayment & Companies
2 and London Market Defendants:

3 Lord, Bissell & Brook, by
4 DANIEL I. SCHLESSINGER, ESQ.
5 115 South LaSalle Street
6 Chicago, Illinois 60603
7 (312) 443-0600
8

9 On behalf of Defendants Allstate-Northbrook
10 and Employers Mutual:

11 McNeal, Schick, Archibald and Biro, by
12 WILLIAM J. WILLIS, ESQ.
13 The Illuminating Building, 10th Floor
14 Cleveland, Ohio 44113
15 (216) 621-9870
16

17 On behalf of Defendants Highland's
18 Insurance Co. and Home Insurance Co.:

19 Steptoe & Johnson, by
20 CHRISTOPHER T. LUTZ, ESQ.
21 DEBORAH L. POLLOCK, ESQ.
22 1330 Connecticut Avenue
23 Washington, D.C. 22036-1795
24 (202) 429-8137
25



1 A. Not always. I don't know. At the
2 last I don't know where they went.

3 Q. Did you ever know where any of them
4 were taken?

5 A. Yes. We followed some to the dump
6 before.

7 Q. I'm sorry?

8 A. We followed the dumpster to the
9 dump before.

10 Q. And this is while you were in waste
11 control?

12 A. Uh-huh.

13 Q. How many times did you do that?

14 A. Twice.

15 Q. Twice?

16 A. Uh-huh.

17 Q. The dumpster -- you are not talking
18 about a truck, are you?

19 A. Yes, the anchor packs.

20 Q. If I understand right, this is a
21 truck that comes and picks up the compactor and
22 takes it away?

23 A. Right.

24 Q. Was that a Firestone truck or was
25 that another company's?

1 A. IWD.

2 Q. IWD. Okay. And the anchor pack
3 belonged to IWD?

4 A. We leased it right, but it belonged
5 to IWD.

6 Q. And you recall twice following an
7 IWD truck with an anchor pack to the dump?

8 A. Yes.

9 Q. Which dump, do you remember?

10 A. It was called -- to the best of my
11 knowledge, it was called the South Dayton
12 landfill or South Dayton Sanitary Landfill.

13 Q. I don't know the Dayton area as
14 well as you do. Can you tell me in relation to
15 where we sit now where that is?

16 A. It would be down river, okay? It
17 is pretty close. You can almost shoot it with
18 a rifle. Do you know where Carrolton Park is?

19 Q. Yes.

20 A. Back over the hill from that.

21 Q. Was it down Patterson Avenue?

22 A. Down South Dixie. South Dixie down
23 behind a Ford dealer. You turn off and went
24 towards 75.

25 Q. South Dixie Highway?

1 A. South Dixie Highway.

2 Q. Have you ever heard that referred
3 to as the Cardington Road landfill?

4 A. No, not really.

5 Q. So you followed this -- on two
6 occasions, you followed this dumpster. Why did
7 you do that?

8 A. Basically two reasons. Okay. I
9 wanted to see what was in the dumpster or we
10 wanted to see what was in the dumpster to see
11 if there was anything that we should be
12 recycling.

13 Q. Yes.

14 A. And just to make sure -- to assure
15 ourselves that what we thought was in there was
16 in there.

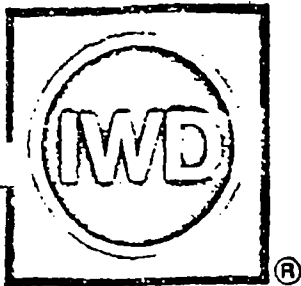
17 Q. When you say we, was it more than
18 one person that followed the dumpster to the
19 dump?

20 A. Yes. I think Ralph Ball went with
21 me and I think one of the plant protection
22 people went with me.

23 Q. Why did a plant protection person
24 come with you?

25 MR. LUCAS: Objection.





INDUSTRIAL WASTE DISPOSAL CO., INC.

P. O. BOX 1453 3975 WAGONER FORD ROAD • DAYTON, OHIO 45414

PHONE 513 278-0821

May 7, 1980

Dayton Tire & Rubber
P.O. Box 96
2342 Riverside Drive
Dayton, Ohio 45407

Attn: Mr. Ralph Ball

Dear Mr. Ball:

The purpose of this letter is to trace the history of your waste disposal by listing in chronological order the sanitary landfills IWD has utilized for the disposal of your waste since 1956.

- (A) From 1956 to 1960, your waste material was dumped at the Roger Groves Landfill located on River Road, Dayton, Ohio.
- (B) For the period from 1960 to 1966, your waste was taken to both the above Groves Landfill and Sanitary Landfill Inc. (a subsidiary of IWD) located on Dorothy Lane.
- (C) From 1966 to 1971, we used North Sanitary Landfill, Inc. (a subsidiary of IWD) located on the east side of Valleycrest Drive.
- (D) From 1971 to 1976, two sites were used; North Sanitary Landfill, Inc. (a subsidiary of IWD) located on the west side of Valleycrest Drive, and Sanitary Landfill, Inc. (a subsidiary of IWD) located on Cardington Road.
- (E) From 1976 to 1979, only Sanitary Landfill, Inc. on Cardington Road was utilized.
- (F) Effective in October 1979 to the present, your waste has been dumped at North Sanitary Landfill Inc. (a subsidiary of IWD) located on Pinnacle Road.

All of the above disposal sites either were or are properly licensed by all local, state, and federal regulatory agency requirements in existence at their respective times of operations.

100936

Dayton Tire & Rubber
Mr. Ralph Ball
May 7, 1980
Page -2-

As soon as possible, IWD would like to be informed of a definite timetable for us to begin removing our waste removal equipment from your plant. In addition, we are interested in purchasing the one stationary compactor owned by DT&R which is used for corrugated recycling. We are also interested in purchasing your tire shredder.

Please do not hesitate to call with any questions or problems.

Sincerely yours,

Dennis R. Mantel

Dennis R. Mantel
Vice President of Sales

DRM;kb

100937